

**CONSENT OF LIENHOLDER**

First Security Bank ("Lienholder"), hereby consents to the grant of the foregoing Utility Easement by Michael T. Beam and wife, Tracy T. Beam to the City of Olive Branch, and joins in the execution hereof solely as Lienholder and hereby does agree that in the event of the foreclosure of said mortgage, or other sale of said property described in said mortgage under judicial or non-judicial proceedings, the same shall be sold subject to said Utility Easement over the area described in Exhibit "1", which is attached hereto and made a part hereof. (Deed of Trust from Michael T. Beam and wife, Tracy T. Beam to Colmon Mitchell, Trustee for First Security Bank dated June 27, 2005 and filed on July 14, 2005 at 10:21am in Deed of Trust Book 2259, Page 1, Chancery Clerk's Office, DeSoto County, Mississippi; Deed of Trust from Michael T. Beam and wife, Tracy T. Beam to Colmon Mitchell, Trustee for First Security Bank dated June 19, 2006 and filed on June 21, 2006 at 9:07am in Deed of Trust Book 2500, Page 433, Chancery Clerk's Office, DeSoto County, Mississippi; Deed of Trust from Michael T. Beam and wife, Tracy T. Beam to Colmon Mitchell, Trustee for First Security Bank dated February 25, 2009 and filed on March 25, 2009 at 8:41am in Deed of Trust Book 3009, Page 461, Chancery Clerk's Office, DeSoto County, Mississippi.)

SIGNED AND EXECUTED this 17<sup>th</sup> day of December, 2010.

FIRST SECURITY BANK

BY: [Signature]

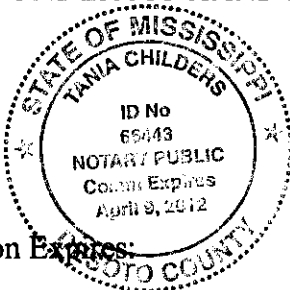
TITLE: Branch President

STATE OF Mississippi

COUNTY OF Desoto

BEFORE ME, the undersigned authority, on this day personally appeared R.P. Derr Jr., Branch President (Title) of First Security Bank, known to me to be the person and Officer whose name is subscribed to the foregoing instrument and who acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity therein stated, as the act and deed of the said First Security Bank.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 17 day of December 2010.



Tania Childers  
Notary Public

My Commission Expires: \_\_\_\_\_

Prepared by and return to: Bryan E. Dye, BAR NO. 100796  
City of Olive Branch  
9200 Pigeon Roost,  
Olive Branch, MS 38654, (662) 892-9228

**MICHAEL T. BEAM  
and wife TRACY T. BEAM  
BOOK 295 PG 674**

Being a portion of the Michael T. Beam and wife Tracy T. Beam property located in the Southwest Quarter of Section 27; Township 2 South; Range 6 West; DeSoto County, Mississippi as recorded in Book 295 on Page 674 in the DeSoto County Court Clerk's Office being more particularly described as follows:

**PERMANENT UTILITY EASEMENT**

Being a 10 foot wide strip of land parallel and adjacent to the proposed east Right of Way of Highway 305 with a centerline described as follows; Beginning at a point in the north line of subject property which point is 102.05 feet east of the northwest corner of said property as measured along the north line of the property, thence S01°38'24"E a distance of 27.83 feet to a point, thence S00°00'12"E a distance of 302.14 feet to a point in the south line of said property and the end of said strip of land containing 3,300 square feet more or less.

**TEMPORARY CONSTRUCTION EASEMENT**

Being a 10 foot wide strip of land parallel and adjacent to the west line of the above described Permanent Utility Easement containing 3,300 square feet more or less.

Easement prepared without the benefit of a ground survey.



OK W BK 644 PG 300

OK T BK 3, 260 PG 187

HWY 305

330.00'

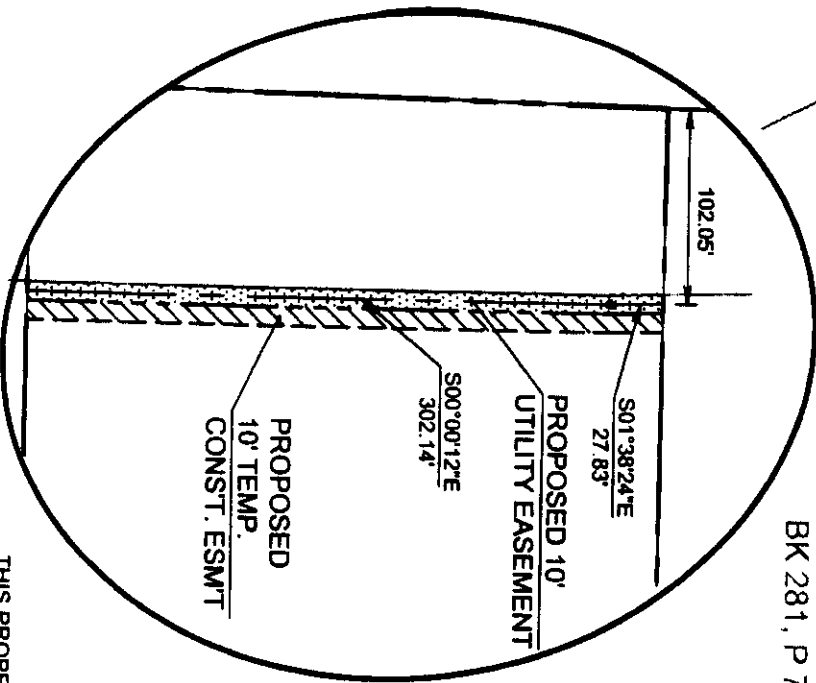
STONEY LACEY  
et ux ANNETTE LACY  
BK 264, P 650  
1320.00'

MICHAEL T. BEAM  
et ux TRACY T. BEAM  
BK 295, P 674

RICHARD VAN RABY  
BK 281, P 749

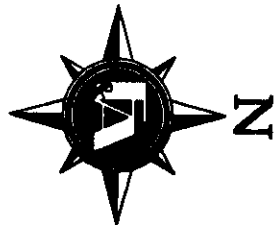
1320.00'

330.00'



SCALE: 1" = 100'

THIS PROPERTY IS LOCATED IN SW 1/4 SECTION 27  
TOWNSHIP 2 SOUTH, RANGE 6 WEST  
DESOTO COUNTY, MISSISSIPPI



SCALE: 1" = 200'



PERMANENT EASEMENT

TOTAL AREA	9.99 AC.
ENCUMBERED AREA	0.00
UNENCUMBERED AREA	9.99 AC.
AREA REQUIRED	0.08 AC
REMAINING UNENCUMBERED	9.91 AC

TEMPORARY EASEMENT

TOTAL AREA	9.99 AC
ENCUMBERED AREA	0.00
UNENCUMBERED AREA	9.99 AC
AREA REQUIRED	0.08 AC
REMAINING UNENCUMBERED	9.91 AC

**EXHIBIT NO. 1**

SHEET 1 OF 1

THE CITY OF OLIVE BRANCH, MISSISSIPPI  
DESOTO COUNTY  
OLIVE BRANCH UTILITIES RELOCATION  
UTILITY EASEMENT

PREPARED BY: F&A BK. 295, PG. 674 TRACT: BEAM  
DRAFTSMAN: B.S. DATE: AUGUST, 2009

NO.	DESCRIPTION	DATE	BY